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JAN 13 1993

BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C.

FCC - MAIL ROOM

In the matter of )  
 )  
Amendment of Section 73.202(b) ) RE: MM Docket No. 92-272  
Table of FM Allotments ) RM-8107  
Alturas, California )

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COMMENTS IN SUPPORT OF DOCKET 92-272

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Comes now, KCNO, Inc. licensee of KYAX-FM Alturas, California  
respectfully pleads the Communication institute MM Docket 92-272  
as proposed by the petitioner to change the FM table of  
allotments 73.202(b) of the Commissions rules to amend the FM  
Table of allotments as follows:

<u>CITY</u>	<u>EXISTING</u>	<u>PROPOSED</u>
Alturas, California	233 C-1	267 C

In Support whereof the following is shown:

1. KCNO, Inc., Licensee of radio station KYAX (FM), seeks to  
upgrade KYAX (FM) class of operation to class C standing from a  
new transmitter site on Happy Camp Mountain (41:25:00 N  
121:06:32 W) to provide Alturas and the surrounding areas of  
Modoc County in California with a improved level of service to  
the public. The petitioner pleads the Commission issue KYAX a new  
class C allocation on channel 267 and modify KYAX station license  
consistent with the petitioners request.

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2. The petitioner pleads that the commission modify the original site requested from Manzinta Mountain to Happy Camp Mountain 18.5 miles to the northwest. The petitioner is changing proposed transmitter location to facilitate the US Forest Service environmental concerns regarding construction of a needed power line on Manzinta Mountain. Happy Camp Mountain is an established electronic site with power already on site allowing a shorter construction period and with fewer environmental concerns. If this allocation is approved as proposed, on Happy Camp Mountain FM service to this sparsely served area will be much improved.

3. A study of the FCC database shows that the upgrade as proposed on Happy Camp Mountain (41:25:00 N, 121:06:32 W) will conform with current FCC spacing requirements (73.207) and that there are no other petitions or applications on file that conflict with this rulemaking request.

4. The petitioner believes that there would be great public benefit if the commission should grant this upgrade request. KYAX Serves a sparsely populated area and provides the only local FM broadcast service license to Alturas and to all of Modoc County. If this allocation request is granted, KYAX will provide a improved level of service to the Modoc County towns of Adin, Likely and to Canby all have no other local FM service. KYAX is the only local FM broadcast service in Modoc County in place to provide emergency communication to Modoc county as the CPCS-1 station. KYAX is working closely with local officials to provide emergency communications to the area in the event of an emergency.

5. The petitioner will apply for and construct transmission facilities consistent with this rulemaking request if granted.

6. To comply with 1.420 of the rules the petitioner believes that competing proposals for the city of Alturas (41:29:18 N 120:32:18 W) can be accommodated on channel 293 as such the petitioners request is fully consistent with commission's rules and policies with regards for FM upgrades for existing stations.

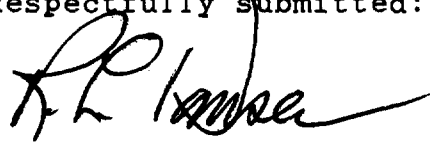
7. A copy of these comments have been served to: Western States Broadcasting, 12550 Brookhurst St. #A., Garden Grove, Ca 92640 and to: KCHQ, 1415 Laverne Ave, Klamath Falls, Or 97603. Proof of service is on file at KCNO Inc. at the address below.

In conclusion, KCNO, Inc. pleads the Commission allot FM channel 267 C to Alturas, California for use by radio station KYAX (FM) from the petitioners proposed transmitter site on Happy Camp Mountain and that the Commission, if approving this petition, will modify KYAX's current license consistent with the new channel and power level.

Prepared by:  
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The undersigned verifies that, to the best of his knowledge, the information contained in these comments are correct, complete and are consistent with current commission rules and policies.

Respectfully Submitted:

A handwritten signature in black ink, appearing to read "R L Hansen", with a stylized flourish at the end.

R L Hansen, President KCNO, Inc.  
P.O. Box 570  
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(916) 233-3570